

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the matter of	)	
	)	
Amendment of Section 73.202(b)	)	
FM Table of Allotments,	)	
FM Broadcast Stations.	)	
Johannesburg and Edwards, California	)	MM Docket No. 99-239
	)	RM-9658
	)	

**MEMORANDUM OPINION AND ORDER**

**Adopted: December 13, 2002**

**Released: December 16, 2002**

By the Assistant Chief, Audio Division:

1. The Audio Division has before it a petition for reconsideration filed on behalf of Amaturio Group of Los Angeles, Ltd. ("Petitioner"), directed to the *Report and Order* issued in this proceeding.<sup>1</sup> This petition for reconsideration was opposed by Adelman Communications, Inc, and petitioner filed a response.

2. Petitioner subsequently filed a request to withdraw the petition for reconsideration, contingent on the finality of the *Report and Order* in MM Docket No. 99-329.<sup>2</sup> Pursuant to Section 1.420(j) of the rules, Petitioner filed an affidavit attesting to the fact that it neither received nor was promised any consideration for its withdrawal. Adelman also filed a statement attesting that it did not promise or pay petitioner any consideration for its withdrawal.

3. We are dismissing the petition for reconsideration at Petitioner's request. The action in MM Docket No. 99-329 has become final and therefore the contingency expressed by the Petitioner has occurred.

4. Accordingly, IT IS ORDERED That the petition for reconsideration filed by Amaturio Group of L.A., Ltd., IS DISMISSED.

5. IT IS FURTHER ORDERED, That the Commission's Consumer and Governmental Affairs Bureau, Reference Information Center, SHALL SEND a copy of this *Memorandum Opinion and Order* by Certified Mail, Return Receipt Requested, to:

Bradford D. Carey  
Hardy, Carey & Chautin, LLP  
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(Counsel to Adelman Communications, Inc.)

<sup>1</sup> See *Johannesburg and Edwards, California*, 14 FCC Rcd 9557 (Allocations Branch 2000).

<sup>2</sup> See *Avalon, Fountain Valley, Adelanto, Ridgecrest and Riverside, California*, 14 FCC Rcd 19397 (2001).

6. IT IS FURTHER ORDERED That this proceeding IS TERMINATED.
7. For further information concerning the above, please contact Victoria M. McCauley at (202) 418-2180.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos  
Assistant Chief, Audio Division  
Media Bureau